

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress<sup>1</sup>**

[Date approved: June 2, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2158 (Mr. Arlen Specter of Pennsylvania et al.).

**Proponent name,<sup>3</sup> location:** PPG Industries, Pittsburgh, PA.

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Poly(melamine-*co*-formaldehyde) methylated isobutylated (CAS No. 68955-24-8) (provided for in subheading 3909.30.00).

**Check one:** ☐ Same as that in bill as introduced.  
☒ Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product is an alkylated amino resin that is used as a binder agent in various paints. This product is supplied as a colorless liquid that is insoluble in water. Its main use is as a binder for high-solid coating formulations with improved adhesion and resistance properties. The product is imported from Japan.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3909.30.00:**

	2010	2011	2012	2013	2014
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$1,000,000	\$1,500,000	\$2,000,000	\$2,500,000	\$3,000,000
Customs revenue loss <sup>b</sup>	\$65,000	\$97,500	\$130,000	\$162,500	\$195,000

a/ Dutiable import estimates were based on Commission and industry estimates.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

<sup>1</sup> Industry analyst preparing report: Ray Cantrell (202-205-3362); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
PPG Industries (Proponent) William Ries, 412-434-1717, <a href="mailto:wries@ppg.com">wries@ppg.com</a> Rebecca Tomei, <a href="mailto:rtomei@ppg.com">rtomei@ppg.com</a>	02/05/2010	No	No	No
Air Products and Chemicals, Inc. Steven Belaus, <a href="mailto:BELAUSSB@airproducts.com">BELAUSSB@airproducts.com</a>	02/10/2010	No	No	No
Arch Chemicals Chris Cice, <a href="mailto:cjcice@archchemicals.com">cjcice@archchemicals.com</a>	02/19/2010	No	No	No
Bayer Corporation Karen Niedermeyer, <a href="mailto:karen.niedermeyer.b@bayer.com">karen.niedermeyer.b@bayer.com</a>	02/10/2010	No	No	No
Dow Chemical Company Lisa Schroeter, <a href="mailto:LMSchroeter@dow.com">LMSchroeter@dow.com</a>	02/10/2010	No	No	No
Dupont Elaine M. Olsen, <a href="mailto:Elaine.M.Olsen@usa.dupont.com">Elaine.M.Olsen@usa.dupont.com</a> Brian Curtis, <a href="mailto:Brian.Curtis@usa.dupont.com">Brian.Curtis@usa.dupont.com</a>	02/10/2010	No	No	No
Efficient Global Trade, Inc. Henry P. Stoebenau, <a href="mailto:hstoebs@aol.com">hstoebs@aol.com</a>	02/10/2010	No	No	No
Evonik Industries Ron Birnbaum, <a href="mailto:ron.birnbaum@evonik.com">ron.birnbaum@evonik.com</a>	02/10/2010	No	No	No
Hexion Specialty Chemicals, Inc. Paul W. Langemeier, <a href="mailto:paul.langemeier@hexion.com">paul.langemeier@hexion.com</a>	02/10/2010	No	No	No
Huntsman Corporation Peter De Vries, <a href="mailto:peter_de_vries@huntsman.com">peter_de_vries@huntsman.com</a>	02/19/2010	No	No	No
Lanxess Corporation Jamie Schaeffer, <a href="mailto:jamie.schaeffer@lanxess.com">jamie.schaeffer@lanxess.com</a>	02/10/2010	No	No	No
Lucite International, Inc. Kathy Fewell, <a href="mailto:kathy.fewell@lucite.com">kathy.fewell@lucite.com</a> Troy Harpole, <a href="mailto:troy.harpole@lucite.com">troy.harpole@lucite.com</a>	02/10/2010	No	No	No
MCT International Max Turnipseed, <a href="mailto:mctint@att.net">mctint@att.net</a>	02/10/2010	No	No	No
Reichhold, Inc. Edward R. Leydon, <a href="mailto:ed.leydon@reichhold.com">ed.leydon@reichhold.com</a>	02/10/2010	No	No	No
Shell Chemical Company Steve Chin, <a href="mailto:steve.chin@shell.com">steve.chin@shell.com</a>	02/19/2010	No	No	No

**Technical comments:<sup>4</sup>**

The Commission staff suggests that the article description given on page 1 of this report be used in the proposed new heading in order to incorporate a better chemical description of the product in proper IUPAC format.

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<sup>4</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

111TH CONGRESS  
1ST SESSION

# S. 2158

To suspend temporarily the duty on alkylated amino resin solution,  
formaldehyde.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. SPECTER (for himself and Mr. CASEY) introduced the following bill; which  
was read twice and referred to the Committee on Finance

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## A BILL

To suspend temporarily the duty on alkylated amino resin  
solution, formaldehyde.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ALKYLATED AMINO RESIN SOLUTION, FORM-**  
4 **ALDEHYDE.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of  
6 the Harmonized Tariff Schedule of the United States is  
7 amended by inserting in numerical sequence the following  
8 new heading:

“	9902.01.00	Alkylated amino resin solution, formaldehyde; 1,3,5-triazine-2,4,6-triamine (CAS No. 68955-24-8) (provided for in subheading 3909.30.00) .....	Free	No change	No change	On or before 12/31/2011	”.
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1           (b) **EFFECTIVE DATE.**—The amendment made by  
2 subsection (a) applies to goods entered, or withdrawn from  
3 warehouse for consumption, on or after the 15th day after  
4 the date of the enactment of this Act.

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